

## **REMARKS**

This responds to the Office Action dated January 10, 2008.

Claims 1, 6, 9, and 14 are amended, claims 4-5 and 12-13 are canceled, and no claims are added; as a result, claims 1-3, 6-11, and 14-20 remain pending in this application.

### **§103 Rejection of the Claims**

Claims 1-16 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Rauen (U.S. Patent Application Publication No. 2004/0015408; hereinafter “Rauen”) in view of Huff (U.S. Patent Application Publication No. 2002/0194033; hereinafter “Huff”).

Applicant has amended independent claim 1 to incorporate the language of claims 4-5 and independent claim 9 to incorporate the language of claims 12-13. Claims 4-5 and 12-13 are cancelled. Thus, the relevant rejections from the Office Action for consideration herein are the rejections of claims 4-5 and 12-13 which by amendment are now applicable to amended independent claims 1 and 9.

Amended independent claims 1 and 9 now both similarly provide in part:

“receiving data identifying a user who input the data via the interface;  
deriving additional data to be stored in the first data storage format based  
on the input data and based on an identity of the user; and  
storing the additional data in the first database.”

Examples of what additional data may be derived are described in the application, such as in paragraph [0028], include data such as additional customer information or product production information.

The Office Action in rejecting previously pending claims 5 and 13 cites Rauen paragraph [0586] as providing a teaching of “deriving associations between users enterprise id and the entered data.” Applicant has reviewed paragraph [0586] of Rauen and cannot find such a teaching. This cited paragraph and the neighboring paragraphs instead describe error handling and queue monitoring. However, even if such a teaching were found in Rauen, deriving associations between users and entered data would not be a teaching or suggestion of “deriving additional data . . . based on the input data and . . . on an identity of the user” as claimed.

Applicant respectfully submits that the association is already present in the claim because the

user entered the data. As a result, the claim language is directed toward deriving data other than the entered data and a user identity. Thus, Applicant respectfully submits that Rauen is deficient in providing the elements of amended independent claims 1 and 9 as recited above. Applicant further submits that Huff, if combined with Rauen, fails to cure this deficiency of Rauen.

Applicant respectfully requests withdrawal of the 35 U.S.C. § 103(a) rejection of amended independent claims 1 and 9.

Claims 2-3 and 6-8 depend from patentable independent claim 1 and claims 10-11 and 14-16 depend from patent independent claim 9. Applicant therefore respectfully submits that claims 2-3, 6-8, 10-11, and 14-16 are also patentable for at least the same reasons as amended independent claims 1 and 9.

Claims 17-20 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Rauen in view of Huff and Barr (U.S. Patent No. 5,182,705; hereinafter “Barr”).

Barr is provided to show the additional elements of claims 17-20. However, Barr fails to cure the deficiencies of the combination of Rauen and Huff as argued above with regard to patentable independent claims 1 and 9 from which claims 17-20 depend. Thus, at least because of their dependence from patentable independent claims, claims 17-20 are also patentable.

Applicant therefore respectfully requests consideration of the amendments to the claims and withdrawal of the 35 U.S.C. § 103(a) rejections.

**Reservation of Rights**

In the interest of clarity and brevity, Applicant may not have equally addressed every assertion made in the Office Action, however, this does not constitute any admission or acquiescence.

Applicant reserves all rights not exercised in connection with this response, such as the right to challenge or rebut any tacit or explicit characterization of any reference or of any of the present claims, the right to challenge or rebut any asserted factual or legal basis of any of the rejections, the right to swear behind any cited reference such as provided under 37 C.F.R. § 1.131 or otherwise, or the right to assert co-ownership of any cited reference. Applicant does not admit that any of the cited references or any other references of record are relevant to the present

**AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116 – EXPEDITED PROCEDURE**

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claims, or that they constitute prior art. To the extent that any rejection or assertion is based upon the Examiner's personal knowledge, rather than any objective evidence of record as manifested by a cited prior art reference, Applicant timely objects to such reliance on Official Notice, and reserves all rights to request that the Examiner provide a reference or affidavit in support of such assertion, as required by MPEP § 2144.03. Applicant reserves all rights to pursue any cancelled claims in a subsequent patent application claiming the benefit of priority of the present patent application, and to request rejoinder of any withdrawn claim, as required by MPEP § 821.04.

**CONCLUSION**

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney 408-278-4042 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

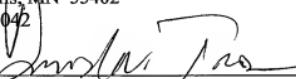
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**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: MS RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 17 day of April 2008.

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